## T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

Date:			19-Jun-08	APPL. S. N:	10523787			
To Exan	niner:		TORRES, MARCOS	Art Unit	2617			
From		·	Jefferson, Henry PARALEGAL SPCECIALIST	Return This Memo To: Case . Drop-Off Location	JEF-2D68			
SUBJEC	T: Decisio	on on Termina	l Disclaimer(T.D.) filed:					
form pa or have	ragraphs i any quest	dentified by tl tions, please s	his informal memo in your n see me or the Special Progra	he results as set forth below. If you lext Office action to notify applicant of Im Examiner. THIS IS AN INFORMAL O OF RECORD IN THE APPLICATION	of the T.D. If you disagree , INTERNAL MEMO ONLY.			
please i	nitial, date	e and return th	his memo to me. THANK YO	υ.				
<u>~</u>	The T.D.	is PROPER ar	nd has been recorded (see 1	4.23).				
	The T.D.	is NOT PROP	ER and has not been accepte	ed for the reason(s) checked below (	(see 14.24):			
		The TD fee o	·	omitted nor is there any authorization	n in the application file for the			
		his/her intere		at the person who has signed the T.E e interest of the business entity repro 4.26.01).				
		The T.D. lacks the enforceable only during common ownership clause – needed to overcome a non-statutory double patenting rejection, Rule 321(b) (see 14.27.01).						
		The T.D. is directed to a particular claim(s), which is not acceptable since "the disclaimer must be for a terminal portion of the term of the entire patent to be granted" (MPEP 1490) (see 14.26 & 14.26.02).						
	$\Box$	The person v	vho signed the T.D.:		•			
		is n	not an attorney "of record" (	see 14.29 and 14.29.01).				
		has	failed to state his/her capa	city to sign for the business entity (s	see 14.28).			
		☐ is n	ot recognized as an officer o	of the assignee (see 14.29 & possible	e 14.29.02).			
		No documentary evidence of a chain of title from the original inventor(s) to assignee has been submitted, nor is the reel and frame number specified as to where such evidence is recorded in the Office (see 37 CFR 3.73(b) and 1140 O.G. 72). NOTE: This documentary evidence or the specifying of the reel and frame number may be found in the T.D. or in a separate paper of record in the application (see 14.30).						
		The T.D. is n	ot signed (see 14.26 & 14.2	26.03).				
			imber of the application (or flection is missing or incorrec	the number of the patent) which for ct (see 14.32).	ms the basis for the double			
		The serial number of this application (or the number of the patent in reexam or reissue cases being disclaimed is missing or incorrect (see 14.26, 14.27.02 or 14.26.05).						
		The period d	isclaimed is incorrect or not	specified (see 14.26, 14.27.02 or 14	4.26.03).			
		Other:						
	Γ		o request refund (see 14.36 heck this item.	). NOTE: If already authorized, cred	it refund to deposit account			
I have a	ppropriate	ely notified ap	plicant(s) of the status of th	e Terminal Disclaimer filed in this ca	ise.			
Ex.Initia	ls:	Dat	te:		Log Date:			

Application Number	Application/Control No. 10/523,787		Applicant(s)/Patent under Reexamination IAHM ET AL				
Document Code - DISQ	Internal Doc		cument – DO NOT MAIL				
TERMINAL DISCLAIMER	APPROVED		☐ DISAPPROVED				
Date Filed : April 22, 2008	This patent is subject to a Terminal Disclaimer						
Approved/Disapproved by:							
Henry D. Jefferson		·	•				
	·	· .					

U.S. Patent and Trademark Office

Approved for use through 09/30/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A "PRIOR" PATENT	4900-05016002						
In re Application of: Hee Hyeok HAHM et al.							
Application No.: 10/523,787							
Filed: October 5, 2005							
For: METHOD FOR PROVIDING SUBSCRIBER-BASED RINGBACK TONE THROUGH A CALL-ORIGINATING EX-CHANGER							
except as provided below, the terminal part of the statutory term of any patent granted on the	of said prior patent is defined in 35 U.S.C. 154 r. The owner hereby agrees that any patent so ad the <b>prior patent</b> are commonly owned. This						
In making the above disclaimer, the owner does not disclaim the terminal part of the term of an would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 17 patent is presently shortened by any terminal disclaimer," in the event that said prior patent lat expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as presently sho	3 of the <b>prior patent, "</b> as the term of said <b>prior</b> er:						
Check either box 1 or 2 below, if appropriate.							
1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.							
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.							
2. The undersigned is an attorney or agent of record. Reg. No. 45,307							
•							
/Yoon S Ham/	April 22, 2008						
Signature	Date						
Yoon S. Ham							
Typed or printed name							
	703-535-7340						
	Telephone Number						
✓ Terminal disclaimer fee under 37 CFR 1.20(d) included.							
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.							
*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (or Form PTO/SB/96 may be used for making this certification. See MPEP § 324.	wner).						

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/25 (04-07)

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FRMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING

Docket Number (Optional)

REJECTION OVER A PENDING "REFERENCE"	APPLICATION	4900-05016002					
In re Application of: Hee Hyeok HAHM et al.							
Application No.: 10/523,787							
Filed: October 5, 2005							
For: METHOD FOR PROVIDING SUBSCRIBER-BASED RINGBACK TONE	For: METHOD FOR PROVIDING SUBSCRIBER-BASED RINGBACK TONE THROUGH A CALL-ORIGINATING EX-CHANGER						
The owner*, SK Telecom Co. Ltd.  , of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/530,020 filed on November 10, 2005, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference perication may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.							
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application," in the event that: any such patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.							
Check either box 1 or 2 below, if appropriate.							
1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.							
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.							
2. The undersigned is an attorney or agent of record. Reg. No. 45,3	07						
/Yoon S Ham/		April 22, 2008					
Signature		Date					
Υ	oon S. Ham						
Туре	d or printed name						
		703-535-7340					
		Telephone Number					
Terminal disclaimer fee under 37 CFR 1.20(d) is included.							
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*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed	by the assignee (owner).						

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